
IN THE UNITED STATES DISTRICT COURT
DISTRICT OF UTAH, CENTRAL DIVISION

W. CLARK APOSHIAN,)	
)	ORDER GRANTING
Plaintiff,)	PLAINTIFF’S MOTION FOR
)	SUMMARY JUDGMENT
v.)	
)	Case No. 2-19-cv-00037-JNP-CMR
MERRICK GARLAND, Attorney General)	
of the United States, <i>et al.</i> ,)	District Judge Jill N. Parrish
)	Magistrate Judge Cecilia M. Romero
Defendants.)	
)	

(Proposed) Order

Plaintiff having filed a motion for summary judgment, it is hereby ordered that the motion is GRANTED. The Court hereby:

- Grants declaratory relief, declaring that the challenged rule adopted by Defendant Bureau of Alcohol, Tobacco, Firearms and Explosives —ATF, *Bump-Stock-Type Devices*, 83 Fed. Reg. 66,514 (Dec. 26, 2018) (the “Final Rule”)—is contrary to law and thus unenforceable;
- Permanently enjoins Defendants from enforcing the Final Rule against Plaintiff and all persons similarly situated to Plaintiff residing within this District; and
- Orders Defendants to return to Plaintiff the bump stock, “Slide Fire SSAK-47 XRS,” that they confiscated from him in March 2019.

DATED: _____

Jill N. Parrish
United States District Judge